IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital the 3rd day of October, 2002

II Bail Application Number. 559 of 2002

Order on the Bail Application

CRIMINAL SIDE

Khilendra @ Sukhwinder4 s/o Sri Jagan Singh,
R/0 Peepal Gaon
P.S. Bhagatpur,
Moradabad …… Applicant

Versus

State of Uttranchal …….. Opposite party.

Arising Out of Crime No. 449 of 2001
Under Sections: 396, 412, I.P.C.
Police Station: Kashipur
DISTRICT: Udham Singh Nagar.

By the Court

Hon. A.A. Desai, C.J.

Heard Mrs. Pushpa Joshi, learned counsel for the applicant at length and the learned A.G.A.

The trial is in progress. This is the second bail application. The applicant-accused has been assigned a positive and substantial role for the incident that he was present at the spot holding weapon as AK-47. For the second bail application, Mrs. Joshi could not make out any special circumstance. However, these observations on the basis of police investigation are tentative and shall not influence the trial.

The bail application is accordingly rejected.

(**A.A. Desai, C.J.)**

03.10.2002
A.